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8 **UNITED STATES DISTRICT COURT**  
9 **CENTRAL DISTRICT OF CALIFORNIA**  
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11 GINA CARANO,

12 Plaintiff,

13 v.

14  
15 THE WALT DISNEY COMPANY,  
16 LUCASFILM LTD. LLC, and  
17 HUCKLEBERRY INDUSTRIES (US)  
INC.,

18 Defendants.  
19  
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Case No. 2:24-cv-01009-SPG-SK

**[PROPOSED] ORDER  
GRANTING DEFENDANTS'  
MOTION TO CERTIFY FOR  
INTERLOCUTORY APPEAL  
UNDER 28 U.S.C. § 1292(b) AND  
STAY OF PROCEEDINGS**

21 On August 23, 2024, Defendants The Walt Disney Company, Lucasfilm Ltd.  
22 LLC, and Huckleberry Industries (US) Inc. (collectively “Disney”) moved this Court  
23 for entry of an order certifying the Court’s Order Denying Defendants’ Motion to  
24 Dismiss for interlocutory appeal under 28 U.S.C. § 1292(b). Disney also moved the  
25 Court for a stay of proceedings pending resolution of the interlocutory appeal.

26 Disney made the Motion on the grounds that the Order turns on a controlling  
27 question of law, there is substantial ground for a difference of opinion on the question  
28

1 presented, and immediate appeal and a stay of trial proceedings would materially  
2 advance the termination of the litigation by narrowing the issues.

3 The Court, having considered Disney's Motion and finding good cause therefor,  
4 hereby **GRANTS** the Motion. The Court hereby **AMENDS** the Order to include a  
5 certification that the Order involves a controlling question of law as to which there is  
6 substantial grounds for difference of opinion and that an immediate appeal from the  
7 Order may materially advance the ultimate termination of the litigation. *See Reese v.*  
8 *BP Expl. (Alaska) Inc.*, 643 F.3d 681, 687-88 (9th Cir. 2011) (setting out standards for  
9 Section 1292(b) certification). The question is: Whether the First Amendment right to  
10 free speech protects an artistic entity's right to control its own casting decisions by  
11 declining to express its art through actors who make widely publicized statements that  
12 the entity deems offensive and harmful to its own artistic expression. The Court  
13 further **ORDERS** that proceedings in this matter will be stayed pending resolution of  
14 Disney's interlocutory appeal.

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17 **IT IS SO ORDERED.**

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19 Dated:

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21 HON. SHERILYN PEACE GARNETT  
22 UNITED STATES DISTRICT JUDGE  
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